

HENSON, WILLIAM HENRY

Community Affairs File

Judge Orders New Trial Here

T DEC 4 1974

Crime & Punishment (T.U.)

Vigo Circuit Court Judge C. Joseph Anderson has ordered a new trial on Feb. 3, 1975, for a Terre Haute man who has served eight years in the Indiana State Prison at Michigan City on conviction of four charges of second degree murder.

William Henry Henson was convicted in 1966 of shooting to death of his wife, Juanita, two daughters, Ellen and Janet, and another young girl, Elizabeth Susan Brown.

The incident occurred Aug. 1, 1965, at Sixth and Oak streets. All the victims were killed instantly by the blasts from a 12-gauge shotgun. Injured but not killed was the youngest

Henson girl, Beth, who was 12 at the time.

Judge Anderson scheduled a hearing earlier in 1974 on Henson's request for post conviction relief. The new trial was ordered after it was determined attorneys for Henson did not have knowledge of certain medical reports concerning Henson's psychiatric examinations.

Henson, 63, has entered pleas of not guilty by reason of temporary insanity to all four new charges of second degree murder. Anderson ordered Henson to undergo additional examination by three court-appointed psychiatrists prior to the trial date.

REFERENCE
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VIGO COUNTY PUBLIC LIBRARY
TERRE HAUTE, INDIANA

Community Affairs File

New Henson Murder Trial Scheduled

Crime + Criminals (TH)

1 MAY 2 1 1977

A trial ordered by the Indiana Supreme Court for William Henry Henson, who has been serving four life sentences for the slayings of his wife, two children and a family friend in Terre Haute 12 years ago will begin Monday in Vigo Circuit Court.

Prosecutor Michael H. Kearns said Saturday that Henson originally was charged with four counts of first degree murder.

In a plea bargaining arrangement Henson was allowed to enter guilty pleas to four counts and second degree murder and received four life sentences.

The State's Supreme Court, according to Kearns ordered the trial on the basis that a person who has been found to be incompetent at the time he enters a

guilty plea does not make "a voluntary, knowing and intelligent plea."

Henson was arrested by Terre Haute police at mid morning on Sunday, Aug. 1, 1965, after he shotgunned to death his estranged wife, Juanita; two daughters, Janet and Ellen, and a family friend, Susan Brown, all of Paris, Ill.

According to past records Henson, a used car salesman at the time, accosted his family outside the First Church of Christ, Scientist. He attempted to talk to his wife who had left him and filed for divorce and his two daughters and then followed their car and later forced the auto off the road.

During his pleas of guilty in Vigo Circuit Court Henson admitted to firing five shotgun blasts through the closed

windows of the car resulting in the four deaths. A third Henson daughter, Beth, was wounded in the shooting spree but later recovered.

In September of 1965, Henson attempted to commit suicide while being confined to the Vigo County Jail,

Kearns said that in 1974 Henson filed for a post-conviction relief, claiming he was "mentally incompetent at the time he entered his guilty pleas and did not knowingly or intelligently waive any of the constitutional rights to which he was entitled."

Ironically, 12 years ago Kearns was a deputy prosecutor and represented the prosecutor's office during the initial hearings.

Community Affairs File

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Henson Found Guilty Of Second Degree Murder

Crimes + Criminals, T.N. MAY 28 1977

William Henry Henson, accused murderer of his wife, two daughters, and a family friend 12 years ago in Terre Haute is scheduled to be sentenced June 22 on four separate charges of second degree murder after a Vigo County jury returned the guilty verdicts late Friday night.

Henson, a former resident of

Paris, Ill., has spent the past 12 years in prison on his plea of guilty to the four murder charges. Me was originally charged with four counts of first degree murder but later entered guilty pleas to second degree murder and received four life sentences.

The shootings took place on the morning of Aug. 1, 1965, after Henson's wife, three daughters and a friend were driving from church services. One of the Henson daughter's was seriously injured in the

shooting spree but recovered.

The Indiana Supreme Court ordered a trial for Henson after it ruled that he was of unsound mind at the time he entered the guilty pleas 12 years ago.

Vigo County Prosecutor Michael H. Kearns, who at the time of the shootings was a deputy prosecutor under the later Ralph Berry, said the week-long trial was "one of the most exhaustive trials" of his legal career. Kearns was assisted in the state's case by Chief Deputy Prosecutor Philip I. Adler.

Vigo Circuit Judge Hugh D. McQuillan who presided at the trial ordered a pre-sentence investigation and set June 22 as the sentencing date. Each charge of second degree murder carries a sentence of 15 to 25 years.

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Community Affairs File
Court Sentences Henson

1977
JUN 25

Crime & Criminals (TH)
William Henry Henson, 65, a Paris, Ill., car salesman, was sentenced to 15 to 25 years with the Indiana Department of Correction Wednesday when he appeared before Vigo Circuit Court Judge Hugh D. McQuillan.

A circuit court jury last month had found Henson guilty of four counts of second degree murder in the shooting deaths of Henson's wife, two daughters and a young family friend almost 12 years ago at Sixth and Swan streets in Terre Haute.

Henson was originally charged with four counts of first degree murder, but was permitted to plead guilty to four counts of second degree murder, for which he was serv-

ing four life sentences.

He has served 12 years, and may be eligible for parole this year, depending upon calculation of "good time." One statute that may apply would give two days credit for every day served after the first year.

Judge McQuillan has ordered Henson to remain in the Vigo County Jail until Wednesday, when he determines the amount of "good time."

Henson's trial here came about after he had filed a petition for post conviction relief in 1974 and was granted a trial by the Indiana Supreme Court on grounds he was mentally incompetent at the time he entered a guilty plea.

Following the sentencing, Judge McQuillan lashed out at

"archaic Indiana laws" that prevented the jury from being told of Henson's guilty plea in 1965; that he had served 12 years; and that the four 15-to-25 year sentences recommended by the jury would be served concurrently and not consecutively.

Also, in a brief session with media representatives after the sentencing, Judge McQuillan announced he will no longer accept 10 per cent cash for bond, effective Wednesday.

He said he was "fed up" with the bonding procedure, as too many defendants went out and committed other offenses while they were out on bond.

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Community Affairs File

CRIME + CRIMS - (WAB VAC)

OCT 19 1994

Holmes charged in shooting of former wife late last week

By John Halladay
Tribune-Star Staff Reporter

Quintelus Holmes, 56, 1527 Cruft St., was being held on \$100,000 bond, no 10 percent, Thursday after being charged with criminal recklessness for shooting his former wife.

The victim, Pauline Martin, 50, 1206 S. 13th St., was in satisfactory condition Thursday in Terre Haute Regional Hospital after being shot Saturday morning at a residence in the 600 block of South 14th Street.

One of seven .22-caliber bullets fired through a window struck her in the chest, police said. The window was covered by a blind.

There apparently were no witnesses who saw Holmes fire the shots. But an affidavit of probable cause filed by Detective Sgt. Joe Newport for Holmes' arrest provides many circumstantial allegations:

• A man living in the 500 block of South 13½ Street said he heard

about five shots come from the area of 623 S. 14th St., where Holmes former wife was visiting. Within 30 seconds, the man said, a short black man wearing glasses ran from the area, got into a car and drove past the informant, who recognized the car as Holmes'.

• Holmes is black, 5 feet 4 inches tall, and wears glasses.

• Police technicians at the scene found six .22-caliber shell casings outside the house. "The bullets found inside the residence are bullets indicative of projectiles fired from a .22-caliber weapon."

• Another informant said he saw Holmes in the past point a rifle at Martin's face and pull the trigger, although the weapon did not fire.

• When Holmes was being booked into the Vigo County Jail on Saturday after being arrested for public intoxication, he said he had fired a gun that night "and that his fingerprints would be all over the gun."

• Holmes said his former spouse "has been causing him a lot of trouble lately and has been [cost-

ing] him a lot of money in court costs and lawyer fees and that he was tired of it."

• Holmes also said he is the only person who drives his car other than mechanics when they repair the vehicle.

The charge against Holmes is a class C felony, punishable by up to eight years in the custody of the Indiana Department of Correction.

Vigo Circuit Judge Robert H. Brown on Thursday entered a preliminary plea of not guilty for Holmes. The plea automatically will become formal in 20 days unless changed.

Holmes is next due back in Circuit Court on Nov. 5 on the criminal recklessness charge; he has a City Court date Thursday on the public intoxication charge.

In yet another court, Division 4 Judge John C. Kite on Oct. 9 issued a protective order against Holmes to prevent him from threatening his former wife. That order was made permanent Oct. 16, and Holmes was ordered to pay \$46 court costs.

Holmes
Cruft St.

Holmes, Quintelus

TS FEB 22 1985

Holmes guilty in shooting

Crime + Crime (U.I.)
Quintelus Holmes, 56, 1527
Cruft St., was found guilty as
charged Thursday in the Oct. 13,
1984, shooting of his former wife,
Pauline Martin, 50, 1206 S. 13th
St.

The jury of five men and seven
women deliberated four hours and
20 minutes Thursday before find-
ing Holmes guilty of criminal
recklessness, a class C felony.

He will be sentenced March 25 by
Circuit Judge Robert H. Brown.

A class C felony is punishable by
up to eight years in the custody of
the Indiana Department of Correc-
tion.

Jury selection was completed
and testimony began Tuesday.

Police said Martin was struck in
the chest by one of seven .22-
caliber bullets fired through a
window of a residence in the 600
block of South 14th Street. The
defense claimed Holmes was not in
the area when the shots were fired.

Community Affairs File

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Holmes, Quintelus

Community Affairs File

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TERRE HAUTE, INDIANA

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CRIME + CRIMS - WV

T: AUG 22 1985

Community Affairs File

Holmes returns to jail following conviction on intoxication charge

A Terre Haute man out on appeal bond after wounding his former wife last October was put back behind bars Wednesday by Vigo Circuit Judge Robert H. Brown.

Quintelus Holmes, 57, of 1527 Crutt St. was convicted Feb. 21 of reckless conduct for the Oct. 13 gunshot wounding of Pauline Martin Holmes, 50, at 623 S. 14th St.

On May 28, Brown sentenced Holmes to five years in the custody

of the Indiana Department of Correction, with credit for 110 days' incarceration before the sentence was imposed.

Holmes said he would appeal, and on May 31 Brown authorized Holmes' release on an appeal bond of \$50,000, the same amount as before trial. Defense attorneys asked that Holmes remain free because he had no prior unrelated felonies, had made every previous court date and was providing sole

care of his invalid, 91-year-old father.

One of the requirements of the appeal bond was that Holmes avoid alcohol — but he was arrested July 12 for public intoxication and fined \$50 July 15 in Terre Haute City Court for the offense.

The revocation Wednesday of Holmes' appeal bond means he will remain incarcerated for at least half his sentence unless his appeal is successful.

Hoopingarner
Carl D.

Universal man jailed after fatal shooting

15 AUG 31 1985

Community Affairs File

By Kathy Gurchiek
Tribune-Star Staff Reporter

UNIVERSAL — A 51-year-old man died Friday afternoon in a Vermillion County barn from a gunshot wound to the head. A Universal man is being held in connection with the shooting.

Robert L. Martin Sr. of Universal was shot and killed at about 5:20 p.m. on a farm lot where he housed cattle, law enforcement officials said.

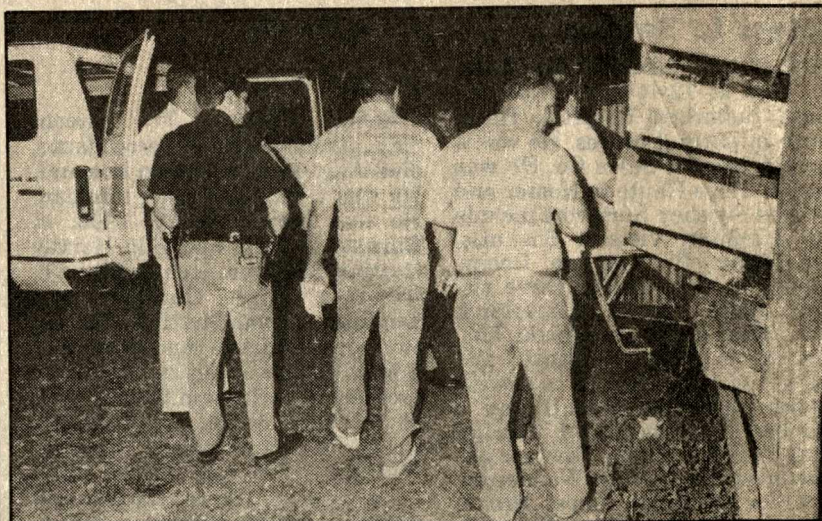
Carl D. Hoopingarner, 61, was apprehended a half-hour later in Dana by Town Marshal Larry Keller and Vermillion County Sheriff Kim Hawkins.

Coroner Ron McDonald said Martin's body was taken to Union Hospital's morgue, where an autopsy will be conducted today. Meanwhile, Vermillion Circuit Judge Don Darnell said Hoopingarner is in the Vermillion County Jail without bond, awaiting the filing of formal charges.

Martin apparently was feeding and watering cattle Friday evening on a lot he purchased about seven years ago. Pauline Rippy, who lives next to the lot, said she was watching television when she heard gunshots.

"I was sitting in the front room and heard a bang," about 5 or 5:30 p.m., Rippy said. "At first I thought it was a car that backfired. But it was kind of loud. And then it kept shooting," she said.

She said she went outside where she said she saw Hoopingarner standing in the roadway, repeatedly firing a shotgun toward the barn. Hoopingarner's car was parked in the drive next to Martin's stationwagon.



Tribune-Star/Bonnie Jeffery

Victim: Workers remove body of Robert L. Martin from barn.

"I didn't know Bob was in the barn. I didn't know he was around," she said shortly after the incident. "I thought he was shooting at them [calves]. Every time he shot, they jumped," she said.

"I said, 'What are you shooting at?'" Hoopingarner replied with an obscenity, she said. "And then he loaded. I expect he shot six or seven times or more."

She said she went back inside, then heard Hoopingarner leave in his car.

Universal Town Marshal Joe Hyde said he thinks Martin was in the field outside the barn when the shooting began. Investigators recovered six cartridges. It appears Martin ran into the barn, Hyde said, where he was hit by a bullet coming through a barn window.

Martin's home was less than a half-mile away. He was being visited by relatives from Texas. Martin and his wife, Lorene, were

celebrating their 33rd wedding anniversary on Friday.

One of Martin's nephews was walking toward the farm lot about the time the shooting occurred, Rippy said. He turned around and ran back to the house, she said.

"He said, 'somebody's shootin' at Uncle Bob,'" Rippy said. After Hoopingarner left in his car, neighbor Forrest B. Wilson and one of Martin's sons-in-law entered the barn and found Martin, Rippy said.

"I seen the guy shooting from the road," said Wilson, who lives across the road from the farm lot.

Police officials and family members said Martin and Hoopingarner were related by marriage. Martin was a nephew of Hoopingarner's wife, who died recently, Rippy said.

Correspondent Patricia Pastore contributed to this report.

Hoopingarner Carl D
Community Affairs File

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Hoopingarner has history of crime

Crime & Criminals (Ind)

T^s SEP 5

1985

Community Affairs File

By Patricia Pastore

Tribune-Star Correspondent

NEWPORT — Carl Dewey Hoopingarner, who is charged in the slaying of Robert Martin Sr., could be designated a habitual offender, which would increase his sentence by 30 years if he is convicted of the murder charge.

Three previous felony convictions can get a person designated a habitual offender under Indiana law.

Vermillion County Prosecutor Henry J. Antonini said Wednesday that he might ask Hoopingarner be designated a habitual offender, if he is convicted in the current case against him. "We'll cross that

bridge when we come to it," he said.

Court records establish that Hoopingarner has been convicted, sentenced and imprisoned for committing two previous felonies — bank robbery and assault and battery with intent to kill.

The Terre Haute Tribune in March 1945 reported that on March 27, 1945, Hoopingarner robbed the State Bank of West Terre Haute of \$1,600 and shot William Grady, a 22-year-old bank examiner, in the process. Grady was not seriously injured.

Hoopingarner was captured the next day in Washington, Pa. All but \$100 of the stolen money was recovered. He told law-enforcement officials, "I did it for the kids."

He was sentenced to serve 10 years in a U.S. Penitentiary.

In 1967 he shot his wife, Sylvia, five

times with a .38-caliber pistol. She was living with her daughter in Klondyke and had filed for a divorce.

A pre-sentence investigation report said his wife refused to date him and he shot at her through the door, then broke out a window, entered her bedroom and shot her while her daughter, Marjorie Wheatstine, witnessed the incident.

"He is too dangerous to be in society when he drinks," his wife told probation officer Martha Potter.

Hoopingarner fled and was apprehended in Edgar County, Ill., in a corn field three hours after he wrecked a vehicle following a high-speed police chase.

Potter's report said, "Hoopingarner claims that he does not remember anything about the shooting. That he has

something wrong with his head due to an injury he received while in the Seabees [the Navy construction battalion] and that he must have been insane at the time. He also claimed to be the father of 13 children although only the paternity of five has been established."

On Friday, two witnesses said they saw Hoopingarner shoot and kill Robert Martin Sr., who was inside a barn near Universal. Authorities found several 16-gauge shotgun shell casings at the scene. He was apprehended in Dana.

Hoopingarner admitted to law-enforcement officers that he had shot Martin.

He is scheduled to appear before Vermillion Circuit Judge Don Darnell at 10 a.m. Friday.

Crime + criminals (wy)

Hoopingarner faces trial in death Feb. 10

SEP 12 1985

Community Affairs File

By Patricia Pastore

Tribune-Star Correspondent

NEWPORT — Carl Dewey Hoopingarner, 61, of Universal appeared nervous during a hearing Wednesday in Vermillion Circuit Court on charges of killing Robert Martin Jr. on Aug. 30.

His eyes darted around the courtroom and he rubbed his thumbs together as he listened to the proceedings.

His attorney, John Kesler II of Terre Haute, entered a motion to produce evidence and said the not-guilty plea entered by the court would stand.

Circuit Judge Don Darnell scheduled his jury trial for Feb. 10, 1986, preceded by a Nov. 21 pre-trial hearing.

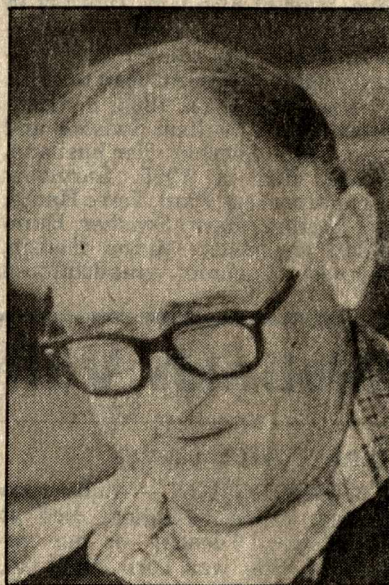
Hoopingarner allegedly shot Martin in the head with a 16-gauge shotgun loaded with a deer slug. Two witnesses placed Hoopingarner at the scene of the murder.

He was apprehended in Dana by Vermillion County Sheriff Kim Hawkins less than an hour after Martin was slain. Hawkins said a shotgun was in Hoopingarner's vehicle when he was arrested.

Kesler said he was uncertain what defense he would raise for Hoopingarner. He said Wednesday was his first opportunity to talk with his client.

The trial might be moved from Vermillion County. Kesler said he preferred not to defend cases for which out-of-county jurors are selected. "Depending upon the publicity, it may not need to be venued out of the county."

Court records said Hoopingarner admitted to law-enforcement officials he shot Martin. "Carl said he hadn't made a statement. I have not seen a statement. I don't know



CARL D. HOOPINGARNER
Not-guilty plea stands

if it exists or not," Kesler said.

Hoopingarner has been convicted of two prior felonies. In 1954 he robbed a West Terre Haute Bank and in 1966 he shot and wounded his wife.

Kesler admitted Hoopingarner's prior record was a disadvantage. But he added, "I don't think they will have a tremendous effect on the outcome of this case because of his age, and they happened thirty and twenty years ago."

Outside the courtroom, relatives wept as Hoopingarner was taken back to jail. Ernest Hoopingarner of Flordia said his brother, Carl, had had it rough for the past two years.

A woman in a white dress trembled but she smiled and waved as Hoopingarner looked toward her. Sue Doan of Dana said she has a good relationship with her father and the situation is painful for her.

Hoopingarner, Carl Dewey

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TERRE HAUTE, INDIANA

HORTON, JOHN

Crime & Criminals (T.H.)

T JAN 22 1979

T.H. man held in fatal shooting

A Terre Haute man was being held Monday morning in connection with the shooting death of a Rockville man early Sunday on the city's north side.

John Horton, 31, 2134 Plum St., was in the Vigo County Jail on a preliminary charge of first degree murder, according to authorities.

Horton was being held in connection with the shooting death of Jeffery Earl, 26, Rockville, according to city police reports. An autopsy on Earl's body was to be conducted Monday

morning, according to Capt. William Herndon of the Terre Haute Police Department.

City police were called to 2134 Plum St. at about 12:15 a.m. Sunday, according to police reports. Earl was found shot in the chest and was taken to Terre Haute Regional where he was dead on arrival.

The weapon used was a shotgun, according to police reports.

The suspect turned himself in at City Hall police headquarters at

about 10:45 p.m. Sunday, reports indicate.

The reasons for the shooting still was under investigation by police Monday morning, according to Herndon.

Horton was awaiting a court appearance Monday morning, according to a jail spokesman. The court in which he would appear was not scheduled as of early Monday morning, according to a spokesman at the court administrator's office.

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Verdicts returned in Vigo trials

Crime and Criminals (S. H.)
Two Vigo juries returned verdicts Thursday following several days of testimony.

A Vigo Superior Court Division 1 jury deliberated several hours before finding John Horton, 32, guilty of voluntary manslaughter in the Jan. 21 shooting death of Jeffrey Earl of Rockville at Horton's north-side residence. Horton had been charged with murder.

Judge Harold J. Bitzegaio set Aug. 15 for sentencing.

Deputy Prosecutor Mike Eldred presented the state's case and Public Defender Dennis Majewski was defense attorney.

A Vigo Circuit Court jury deliberated only about 20 minutes before finding for the defendant in a damage suit which stemmed from an auto accident in Terre Haute in February 1975.

Circuit Court Judge Hugh D. McQuillan presided. Plaintiff Pat Owens was represented by Woodrow S. Nasser, and the defendant, William Siebenmorgen, by James Crawford.

Man sentenced to 3 years

A Terre Haute man, John A. Lasher, 30, received a three-year sentence Wednesday from Judge James E. Noland in the Terre Haute Division of U.S. District Court.

Lasher, who entered a guilty plea to one count of possession of hashish and marijuana, was given six months in jail and 30 months probation, along with a two-year special probation.

A federal grand jury indicted Lasher in March on four counts of drug trafficking.

Community Affairs File

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HORTON, JOHN

Court Of Appeals Upholds Conviction Of John A. Horton

Crime & Criminals J.H.H.
MAY 22 1980
The Indiana Court of Appeals has upheld the voluntary manslaughter conviction of John A. Horton who was sentenced by Vigo Superior Court Judge Harold J. Bitzegaio to 10 years in prison last August.

Horton, 32, had been charged with murder for the February 1979 shooting death of Jeffrey Earl of Rockville. He was found guilty of the lesser offense by a Superior Court jury.

A dispute erupted between Bitzegaio and Prosecutor Eric M. Abel over the case because Bitzegaio refused to let the state offer evidence of aggravating circumstances prior to the sentencing. Had Abel been successful in proving aggravating circumstances in the case, Horton's sentence would have been extended by 10 years.

Bitzegaio's response was that defense attorney Dennis R. Majewski offered no evidence of mitigating circumstances to counteract evidence Abel would have offered.

As a result of the dispute, Abel has refused to file any criminal cases in Bitzegaio's court because of what he termed Bitzegaio's "leniency."

In appealing the sentence and conviction, Majewski cited in part "prejudicial and improper remarks of the prosecuting attorney subsequent to sentencing" by which Horton was denied all the incidents to a fair trial.

The appeal also challenged admission of certain photographs of the victim which was also upheld.

It was asserted in the appeal that the prosecutor's remarks and the publicity would prejudice Horton's chances to pursue post-conviction relief.

The opinion noted no authority was cited in the appeal to support the contention and, in general, failure to cite authority to support a position on appeal constitutes a waiver of the issue.

"However, even if this issue were properly before us, we consider it to be so highly speculative in nature as not to constitute grounds for reversal," the opinion said.

"It is difficult for us to find prejudice to a criminal defendant from remarks made by a prosecuting attorney after the defendant had been tried, convicted and sentenced." The opinion added cases which have been reversed because of prosecutorial misconduct or prejudicial publicity are "ordinarily predicated upon misconduct prior to or during trial or upon pre-trial publicity."

Horton, John A.

Hyde
Fields
Albert
(victim)

Beating Victim Dies; Grand Jury Requested

AUG 18 1976

An elderly Terre Haute man who was found Monday morning severely beaten at his northside home died shortly after midnight Wednesday at Union Hospital.

After learning of the death of Albert Fields, 72, 4320 N. 16th St., the bond for a local man being held in connection with the beating was increased from \$10,000 to \$100,000 and a request was expected to be filed that a 16-year-old also being held in connection with the incident be tried as an adult.

Also, Vigo County Deputy Prosecutor Phillip Adler announced plans to submit Wednesday a written request for a Vigo County grand jury to be called to investigate the circumstances surrounding Fields' death.

Charged Tuesday with assault and battery with intent to commit a felony and assault and battery with intent to kill

were Rick Hyde, 21, 3010 Haythorne Ave., and a 16-year-old juvenile. The two were arrested by Terre Haute City Police.

No change in those original charges has reportedly been made at this time.

Fields had been admitted to the northside hospital at about 10 a. m. Monday and remained in very critical condition following surgery for a concussion and skull fractures.

The elderly man was found by his sister Monday morning. She notified city police who said the victim had been assaulted with a club the size of a baseball bat and robbed of a handgun and cash less than \$50.

Hyde was arraigned on the two charges previously listed Tuesday before Circuit Court Judge C. Joseph Anderson. He was returned to the Vigo County Jail under \$10,000 bond. The 16-year-old was turned over to juvenile authorities.

On Wednesday morning Anderson increased Hyde's bond to \$100,000.

Besides announcing that he would request a grand jury investigation, Adler said he would submit a written request to Frederick Bauer, Vigo Juvenile judge, to waive juvenile proceedings on the 16-year-old so that he could be tried as an adult.

When the grand jury might be called into session could not be determined early Wednesday.

Fields is survived by two sisters, Mrs. Inez Archer and Mrs. Jessie Auman, both of Terre Haute, and one brother, Wendell C. Fields. Terre Haute.

Services will be conducted at the Cross Funeral Home on Friday at 10 a.m. with the Rev. David Butts officiating. Burial will be in Roselawn Memorial Park. Friends may call after 3 p.m. on Thursday.

Community Affairs File

Vigo County Public Library

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Community Affairs File

Judge Releases Name of Juvenile In Fatal Beating

Juvenile jurisdiction for a 16-year-old being held in connection with the fatal beating of an elderly Terre Haute man has been waived and the youth's name has been released by Vigo Circuit Court Judge C. Joseph Anderson.

The juvenile and Rick Hyde, 21, 3010 Haythorne Ave., were arrested Tuesday in connection with the beating of 72-year-old Albert Fields, 4320 N. 16th St., who died Wednesday morning at Union Hospital.

According to the court, the juvenile is Jeff Hyde, the younger brother of the 21-year-old being held in the case. The younger Hyde's address is also given as 3010 Haythorne Ave.

A grand jury will be impaneled on Wednesday, Aug. 25, to investigate circumstances surrounding the fatal beating.

Both of the Hyde brothers have been charged with assault and battery with intent to kill and assault and battery with intent to commit a felony.

Rick Hyde is being held in the Vigo County Jail under \$100,000 bond. The bond amount was raised to that amount Wednesday after Fields' death.

Anderson set bond against the juvenile Thursday morning

at \$100,000.

The Vigo County Prosecutor's office had requested Wednesday that juvenile jurisdiction be waived so that the 16-year-old could be tried as an adult. That authority was granted by Vigo Juvenile Judge Frederick Bauer.

Discussions were being conducted Thursday morning concerning where the younger Hyde brother would be held. He is currently being lodged at the Vigo County Juvenile Detention Center.

Juveniles are not normally housed in the jail.

Fields was beaten in an apparent robbery attempt Sunday night. His body was found Monday and he was taken to Union Hospital. He died Wednesday from injuries suffered in the beating.

An autopsy was completed Wednesday, but the report is being kept confidential pending the grand jury investigation.

That investigation could result in a change in the charges that have been filed against the two youths.

Surviving Fields are two sisters, Mrs. Inez Archer and Mrs. Jessie Auman, and a brother, Wendell C., all of Terre Haute.

Services will be at 10 a.m. Friday at the Cross Funeral Home with the Rev. David Butts officiating. Burial will be in Roselawn Memorial Park. Friends may call Thursday afternoon and evening.

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Community Affairs File

Hyde, Rick and Jeff

Fields, Albert (victim)

Hyde, Rick

Crime & Criminally
Jury Finds Hyde Guilty *(T.H.)*

Community Affairs File

An 11-member Vigo Circuit Court jury found Jeff Hyde, 17, guilty of second degree murder as charged, returning the verdict about midnight after beginning deliberations about 5 p.m. Thursday.

Hyde and his older brother, Rick Hyde, 21, were arrested by Terre Haute city police in connection with the beating death last August of Albert Fields, 72, in his northside home.

Judge Hugh D. McQuillan set sentencing for May 24. The second degree murder conviction carries a 15-to-25 year sentence.

Deputy Prosecutor Daniel L. Weber presented the state's case, and William Smock was defense counsel.

The twelfth member of the jury had to be excused from service after the trial had begun, and both sides agreed to continue with an 11-member jury.

Testimony got under way Tuesday. Closing arguments were presented Thursday afternoon.

Rick Hyde's trial will be conducted later. His counsel is William Maher.

T MAY 6 1977

REFERENCE
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Vigo County Public Library

Community Affairs File

Community Affairs File *Crime & Criminals*

Rick Hyde released from prison

T. DEC 2 1 1977

Rick Hyde, 22, who was found guilty of involuntary manslaughter in Vigo Circuit Court in June, has been released from prison.

Hyde and his younger brother, Jeff, were charged with the death of 72-year-old Albert Fields, 4320 N. 16th St., in August of last year.

In commenting on Hyde's release, Terre Haute Police Chief Swift said, "there is no reason in the world for a man convicted of killing a human being to be released from prison after serving only four months. This action is unjustified and our system is in poor condition when (such things happen.) If these things are allowed to continue in our community society will soon begin to live in total fear."

According to court sources, the older Hyde was released from custody and is on "shock probation." Shock probation brings a person back from the prison system before he would have been regularly released by the state parole board.

In approving the shock probation, Vigo Circuit Judge Hugh McQuillan placed Hyde on strict probation for two years. When Hyde was released on probation during a brief court session before McQuillan, the judge wrote into the record, "in the interest of society justice has been served against this man."

William Maher, attorney for

Hyde, and McQuillan said the young man had served nearly one year of confinement time including the four months in prison and several months in jail awaiting trial. The younger Hyde is currently serving a 1-10 year sentence after he was found guilty of second degree murder.

HYDE, RICK

Community Affairs File

REFERENCE
Vigo County Public Library DO NOT CIRCULATE